

PHILLIP A. TALBERT  
United States Attorney  
ROBERT L. VENEMAN-HUGHES  
Assistant United States Attorney  
2500 Tulare Street, Suite 4401  
Fresno, CA 93721  
Telephone: (559) 497-4000  
Facsimile: (559) 497-4099  
Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

RANDALL THOMAS MCBRIDE

Defendants.

CASE NO. 1:24-CR-00061-NODJ-BAM

STIPULATION TO CONTINUE STATUS  
CONFERENCE; AND ORDER

IT IS HEREBY STIPULATED by and between Phillip A. Talbert, United States Attorney and Robert L. Veneman-Hughes, Assistant U.S. Attorney and and Richard Beshwate, attorney for defendant Randall McBRIDE, that the status conference set for September 25, 2024 at 1:00 pm before the Honorable Barbara A. McAuliffe be continued to January 22, 2025 at 1:00 p.m.

**STIPULATION**

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. The parties need additional time to further investigate/explore matters related to resolving the case or setting a trial date.

2. By this stipulation, defendant now moves to continue the status conference, and to exclude time from September 25, 2024 to January 22, 2025.

3. The parties agree and stipulate, and request that the Court find the following:

a) The government has represented that the discovery associated with this case includes investigative reports, and related documents, photographs, etc., in electronic form. All

1 of this discovery has been either produced directly to counsel and/or made available for  
2 inspection and copying. Defense would like additional time to review discovery, and investigate  
3 the foundation for a resolution by plea or trial further.

4 b) The government does not object to the continuance.

5 c) An ends-of-justice delay is particularly apt in this case because:

- 6 • Defendant needs additional time to review discovery, and conduct additional  
7 investigation; and
- 8 • The parties need additional time to investigate/explore matters related to  
9 proceeding via plea or trial.

10  
11 d) Based on the above-stated findings, the ends of justice served by continuing the  
12 case as requested outweigh the interest of the public and the defendant in a trial within the  
13 original date prescribed by the Speedy Trial Act.

14 e) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
15 et seq., within which trial must commence, the time period of September 25, 2024 to January 22,  
16 2025, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv)  
17 because it results from a continuance granted by the Court at defendants' request on the basis of  
18 the Court's finding that the ends of justice served by taking such action outweigh the best interest  
19 of the public and the defendants in a speedy trial.

20 **[Remainder of page intentionally left blank.]**

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

Dated: September 20, 2024

Respectfully submitted,

PHILLIP A. TALBERT  
United States Attorney

By /s/ Robert L. Veneman-Hughes  
ROBERT L. VENEMAN-HUGHES  
Assistant United States Attorney

Dated: September 20, 2024

/s/ Richard Beshwate  
RICHARD BESHWATE  
Attorney for Defendant Randall McBRIDE

**ORDER**

IT IS SO ORDERED that the status conference is continued from September 25, 2024, to **January 22, 2025, at 1:00 p.m. in Courtroom 8 before Magistrate Judge Barbara A. McAuliffe**. Time is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv).

IT IS SO ORDERED.

Dated: September 20, 2024

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE